

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Goro NAKATANI et al.)	Confirmation No.: 4701
)	
Application No.: 10/043,276)	Group Art Unit: 2811
)	
Filed: January 14, 2002)	Examiner: Junghwa M. Im
)	
For: SEMICONDUCTOR DEVICE AND)	
METHOD FOR MANUFACTURING)	
THE SAME)	

Commissioner of Patents
U.S. Patent and Trademark Office
Alexandria, VA 22314

Sir:

**INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the document listed on the attached PTO Form 1449. To the best of the undersigned's knowledge, the information contained in this Information Disclosure Statement is being filed after the filing of an RCE but, to the undersigned's knowledge, before the mailing date of a subsequent Office Action or a Notice of Allowance. Accordingly, Applicants do not believe that a fee is due for filing this paper.

The document listed in this Information Disclosure Statement was cited in a Notification of Reason for Refusal dated October 5, 2010, from the Japanese Patent Office in a counterpart Japanese application. A copy of the Japanese Notification and the cited reference are enclosed.

The Japanese Notification also cited JP-A-2000-195891 and JP-A-H9-64050 which were previously submitted and will not be listed on the present PTO Form 1449.

Applicants respectfully request that the Examiner consider the listed document and evidence that consideration by making appropriate notation on the attached PTO Form 1449.

The following is a concise statement of relevance of the non-English document listed:

1. JP 4-316339: The relevance of this document may be ascertained from the figures therein and the English translation of the abstract and Notification.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes “Prior Art.” If it should be determined that the listed document does not constitute “Prior Art” under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

EXCEPT for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required,

including any required extension of time fees, or credit any overpayment to Deposit Account

No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR**

EXTENSION OF TIME in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

/Wonjoo Suh/

By:

Wonjoo Suh

Reg. No. 64,124

Dated: January 11, 2011

CUSTOMER NO. 009629

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